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<b>UTILITY PATENT APPLICATION TRANSMITTAL</b> <small>(Only for new nonprovisional applications under 37 CFR 1.53(b))</small>	Attorney Docket No.	30744/6248.11
	First Inventor	Erik H.F. Wong
	Title	METHOD OF TREATING OR PREVENTING PERIPHERAL NEUROPATHY WITH A HIGHLY SELECTIVE NOREPINEPHRINE REUPTAKE
	Express Mail Label No.	EL566462191US

<b>APPLICATION ELEMENTS</b> <small>See MPEP chapter 600 concerning utility patent application contents.</small>	<b>ADDRESS TO:</b> MS Patent Application Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450
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<p>1. <input checked="" type="checkbox"/> Fee Transmittal Form (e.g., PTO/SB/17) <small>(Submit an original, and a duplicate for fee processing)</small></p> <p>2. <input type="checkbox"/> Applicant claims small entity status. <small>See 37 CFR 1.27.</small></p> <p>3. <input checked="" type="checkbox"/> Specification <span style="float: right;">[Total Pages <b>45</b>]</span> <small>(preferred arrangement set forth below)</small><ul style="list-style-type: none"><li>- Descriptive title of the invention</li><li>- Cross Reference to Related Applications</li><li>- Statement Regarding Fed sponsored R &amp; D</li><li>- Reference to sequence listing, a table, or a computer program listing appendix</li><li>- Background of the Invention</li><li>- Brief Summary of the Invention</li><li>- Brief Description of the Drawings (if filed)</li><li>- Detailed Description</li><li>- Claim(s)</li><li>- Abstract of the Disclosure</li></ul></p> <p>4. <input type="checkbox"/> Drawing(s) (35 U.S.C. 113) <span style="float: right;">[Total Sheets <input type="text"/></span></p> <p>5. Oath or Declaration <span style="float: right;">[Total Sheets <input type="text"/></span><ul style="list-style-type: none"><li>a. <input type="checkbox"/> Newly executed (original or copy)</li><li>b. <input checked="" type="checkbox"/> Copy from a prior application (37 CFR 1.63(d)) <small>(for continuation/divisional with Box 18 completed)</small><ul style="list-style-type: none"><li>i. <input checked="" type="checkbox"/> <b>DELETION OF INVENTOR(S)</b> <small>Signed statement attached deleting inventor(s) named in the prior application, see 37 CFR 1.63(d)(2) and 1.33(b).</small></li></ul></li></ul></p> <p>6. <input checked="" type="checkbox"/> Application Data Sheet. See 37 CFR 1.76</p>	<p>7. <input type="checkbox"/> CD-ROM or CD-R in duplicate, large table or Computer Program <small>(Appendix)</small></p> <p>8. Nucleotide and/or Amino Acid Sequence Submission <small>(if applicable, all necessary)</small><ul style="list-style-type: none"><li>a. <input type="checkbox"/> Computer Readable Form (CRF)</li><li>b. Specification Sequence Listing on:<ul style="list-style-type: none"><li>i. <input type="checkbox"/> CD-ROM or CD-R (2 copies); or</li><li>ii. <input type="checkbox"/> Paper</li></ul></li><li>c. <input type="checkbox"/> Statements verifying identity of above copies</li></ul></p>
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18. If a CONTINUING APPLICATION, check appropriate box, and supply the requisite information below and in the first sentence of the specification following the title, or in an Application Data Sheet under 37 CFR 1.76:

☐ Continuation ☒ Divisional ☐ Continuation-in-part (CIP) of prior application No.: 10/255,450

Prior application information: Examiner Phyllis G. Spivack Art Unit: 1614

For CONTINUATION OR DIVISIONAL APPS only: The entire disclosure of the prior application, from which an oath or declaration is supplied under Box 5b, is considered a part of the disclosure of the accompanying continuation or divisional application and is hereby incorporated by reference. The incorporation can only be relied upon when a portion has been inadvertently omitted from the submitted application parts.

**19. CORRESPONDENCE ADDRESS**

☒ Customer Number: 04743 OR ☐ Correspondence address below

Name			
Address			
City	State	Zip Code	
Country	Telephone	Fax	

Name (Print/Type)	<u>Sandip H. Patel</u>	Registration No. (Attorney/Agent)	<u>43,848</u>
Signature		Date	<u>January 16, 2004</u>

I hereby certify that this correspondence is being deposited with the U.S. Postal Service as Express Mail, Airbill No. EL566462191US, in an envelope addressed to: MS Patent Application, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the date shown below.

Dated: January 16, 2004 Signature: (Richard Zimmermann)

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# FEE TRANSMITTAL for FY 2003

Effective 01/01/2003, Patent fees are subject to annual revision.

☐ Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$) 988.00

## Complete if Known

Application Number	Not Yet Assigned
Filing Date	January 16, 2004 (Herewith)
First Named Inventor	Erik H.F. Wong
Examiner Name	Not Yet Assigned
Art Unit	Not Yet Assigned
Attorney Docket No.	30744/6248.11

## METHOD OF PAYMENT (check all that apply)

☒ Check ☐ Credit Card ☐ Money Order ☐ Other ☐ None

☐ Deposit Account:

Deposit Account Number

13-2855

Deposit Account Name

MARSHALL, GERSTEIN & BORUN LLP

The Director is authorized to: (check all that apply)

☐ Charge fee(s) indicated below ☒ Credit any overpayments

☒ Charge any additional fee(s) during the pendency of this application

☐ Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account.

## FEE CALCULATION

### 1. BASIC FILING FEE

Large Entity		Small Entity		Fee Description	Fee Paid
Fee Code	Fee (\$)	Fee Code	Fee (\$)		
1001	750	2001	375	Utility filing fee	750.00
1002	330	2002	165	Design filing fee	
1003	520	2003	260	Plant filing fee	
1004	750	2004	375	Reissue filing fee	
1005	160	2005	80	Provisional filing fee	

SUBTOTAL (1) (\$) 770.00

### 2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE

Total Claims	Extra Claims	Fee from below	Fee Paid
26	-20** = 6	x 18	= 108.00
Independent Claims	3	-3** =	=
Multiple Dependent			=

Large Entity		Small Entity		Fee Description
Fee Code	Fee (\$)	Fee Code	Fee (\$)	
1202	18	2202	9	Claims in excess of 20
1201	84	2201	42	Independent claims in excess of 3
1203	280	2203	140	Multiple dependent claim, if not paid
1204	84	2204	42	** Reissue independent claims over original patent
1205	18	2205	9	** Reissue claims in excess of 20 and over original patent

SUBTOTAL (2) (\$) 108.00

\*\*or number previously paid, if greater; For Reissues, see above

## FEE CALCULATION (continued)

### 3. ADDITIONAL FEES

Large Entity		Small Entity		Fee Description	Fee Paid
Fee Code	Fee (\$)	Fee Code	Fee (\$)		
1051	130	2051	65	Surcharge - late filing fee or oath	
1052	50	2052	25	Surcharge - late provisional filing fee or cover sheet	
1053	130	1053	130	Non-English specification	
1812	2,520	1812	2,520	For filing a request for <i>ex parte</i> reexamination	
1804	920*	1804	920*	Requesting publication of SIR prior to Examiner action	
1805	1,840*	1805	1,840*	Requesting publication of SIR after Examiner action	
1251	110	2251	55	Extension for reply within first month	
1252	410	2252	205	Extension for reply within second month	
1253	930	2253	465	Extension for reply within third month	
1254	1,450	2254	725	Extension for reply within fourth month	
1255	1,970	2255	985	Extension for reply within fifth month	
1401	320	2401	160	Notice of Appeal	
1402	320	2402	160	Filing a brief in support of an appeal	
1403	280	2403	140	Request for oral hearing	
1451	1,510	1451	1,510	Petition to institute a public use proceeding	
1452	110	2452	55	Petition to revive - unavoidable	
1453	1,300	2453	650	Petition to revive - unintentional	
1501	1,300	2501	650	Utility issue fee (or reissue)	
1502	470	2502	235	Design issue fee	
1503	630	2503	315	Plant issue fee	
1460	130	1460	130	Petitions to the Commissioner	
1807	50	1807	50	Processing fee under 37 CFR 1.17(q)	
1806	180	1806	180	Submission of Information Disclosure Stmt	
8021	40	8021	40	Recording each patent assignment per property (times number of properties)	
1809	750	2809	375	Filing a submission after final rejection (37 CFR 1.129(a))	
1810	750	2810	375	For each additional invention to be examined (37CFR 1.129(b))	
1801	750	2801	375	Request for Continued Examination (RCE)	
1802	900	1802	900	Request for expedited examination of a design application	
Other fee (specify)				Rule 1.17(i) Fee For Rule 1.48 Petition	130.00
*Reduced by Basic Filing Fee Paid				SUBTOTAL (3) (\$)	130.00

## SUBMITTED BY

Name (Print/Type) Sandip H. Patel

Registration No. (Attorney/Agent)

43,848

(Complete if applicable)

Telephone (312) 474-6300

Signature

*Sandip Patel*

Date

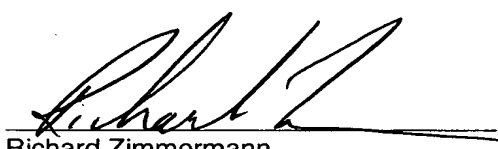
January 16, 2004

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Dated: January 16, 2004

Signature: *Richard Zimmermann* (Richard Zimmermann)

**IN THE UNITED STATES PATENT  
AND TRADEMARK OFFICE**

Applicants:	Erik H. <del>P.</del> Wong et al.	)	I hereby certify that this paper is being
Serial No.:	To be assigned	)	deposited with the United States Postal
Filed:	January 16, 2004	)	Service, on, January 16, 2004, in an
	(Herewith)	)	envelope addressed to Mail Stop Patent
Title:	METHOD OF TREATING OR	)	Application, Commissioner for Patents,
	PREVENTING PERIPHERAL	)	P.O. Box 1450, Alexandria, Virginia
	NEUROPATHY WITH A	)	22313-1450, utilizing the "Express Mail
	HIGHLY SELECTIVE	)	Post Office to Addressee" service of the
	NOREPINEPHRINE	)	United States Postal Service under
	REUPTAKE INHIBITOR	)	Mailing Label No. <b>EL566462191US</b> .
Group Art Unit:	To be assigned	)	
Examiner:	To be assigned	)	
Attorney Docket No.:	30744/6248.11	)	 Richard Zimmermann

**AMENDMENT, PETITION, AND FEE DELETING CORRECTLY-NAMED PERSONS WHO  
ARE NOT INVENTORS OF THE INVENTION NOW BEING CLAIMED — NON-  
PROVISIONAL APPLICATION — (37 C.F.R. § 1.48(b))**

Mail Stop Patent Application  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, Virginia 22313-1450

Dear Sir:

This amendment and petition under 37 C.F.R. § 1.48(b) is to delete the names of Lars Birgerson and Pasquale Cetera as inventors. Lars Birgerson and Pasquale Cetera are not inventors of the invention now being claimed in the above-captioned patent application.

The above-captioned patent application is a division of pending U.S. Serial No. 10/255,450, which is a division of U.S. Serial No. 09/599,213 (the "grandparent application"). The presently pending claims (i.e., claims 1-17 and 32-40) were originally filed in the grandparent application, and some of these claims have been amended by way of a "Preliminary Amendment" filed concurrently herewith in the above-captioned application. The "Preliminary Amendment" cancels all claims for which the deleted inventors Lars Birgerson and Pasquale Cetera made a contribution. The deleted inventors made no contribution to the presently pending claims (i.e., claims 41 and 44-51). Submitted herewith is a copy of the executed "Declaration (37 C.F.R. § 1.63) and Power of Attorney" filed in the grandparent application.

Enclosed is a check in the amount of \$130.00 to cover the petition fee set forth at 37 C.F.R. § 1.17(i). Any additional required fee may be charged to our Deposit Account No. 13-2855. Any overpayment should be refunded to the undersigned attorney's law firm at the address indicated below.

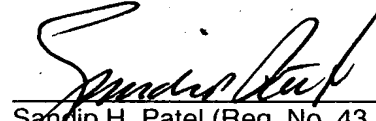
A copy of this paper is enclosed.

Respectfully submitted,

MARSHALL, GERSTEIN & BORUN LLP

January 16, 2004

By:


  
Sandip H. Patel (Reg. No. 43,848)  
Attorneys for Applicants  
6300 Sears Tower  
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## Certificate of Express Mailing Under 37 CFR 1.10

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on January 16, 2004  
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Signature

Richard Zimmermann  
Typed or printed name of person signing Certificate

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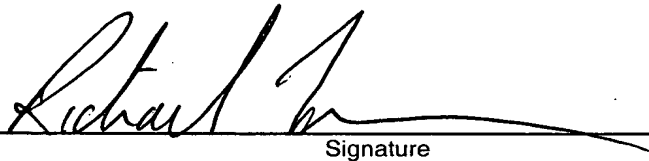
IDS (Citation) by Applicant

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Washington, DC 20231

on January 16, 2004  
Date



Signature

Richard Zimmermann  
Typed or printed name of person signing Certificate

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IDS (Citation) by Applicant